

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

VICTOR TAGLE,)	Case No.: 16-cv-00709-GMN-NJK
)	
Plaintiff,)	ORDER
vs.)	
)	
CLARK COUNTY, et al.)	
)	
Defendants.)	
)	

Before the Court is Plaintiff Victor Tagle’s (“Plaintiff’s”) Application for Leave to Proceed in forma pauperis, (ECF No. 1). The Honorable Magistrate Judge Nancy J. Koppe entered a Report and Recommendation (“R. & R.”), (ECF No. 8), to which Plaintiff filed Objections, (ECF No. 10).

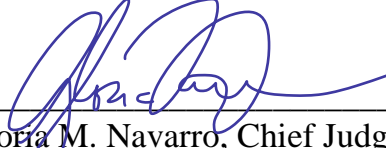
In the Report and Recommendation, Judge Koppe recommended that the case be dismissed for a lack of subject matter jurisdiction. (R. & R. 1:19-20). Specifically, “Plaintiff repeatedly and emphatically insists that he does not bring a federal cause of action under 42 U.S.C. § 1983, but instead brings only state tort claims,” and “Plaintiff and at least one Defendant share Nevada citizenship.” (*Id.* 2:23-24, 3:7-8). Judge Koppe therefore recommends that “this case be dismissed for lack of subject matter jurisdiction.” (*Id.* 4:3-4).

In accordance with Local Rule IB 3-1, the Court reviewed Plaintiff’s Application and Objection, and agrees with Judge Koppe that the Court does not have subject matter jurisdiction over the matter.

Accordingly,

1 **IT IS HEREBY ORDERED** that Plaintiff's Objections, (ECF No. 10), are
2 **OVERRULED**, and the Magistrate Judge Nancy J. Koppe's Order dismissing Plaintiff's
3 Application for Leave to Proceed in forma pauperis for lack of subject matter jurisdiction
4 is **AFFIRMED**.

5 DATED this ⁴ day of September, 2018.

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10 Gloria M. Navarro, Chief Judge
11 United States District Court
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